



DEPARTMENT OF THE ARMY  
HEADQUARTERS, UNITED STATES ARMY FORCES COMMAND  
FORT MCPHERSON, GEORGIA 30330-6000

REPLY TO  
ATTENTION OF

AFLG-PROM

13 December 1997

MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: Contracting Information letter (CIL) 97-11

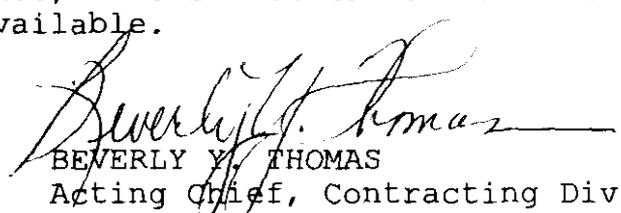
1. This CIL contains information on the following subjects:
  - a. Humanitarian Assistance Operations,
  - b. Procurement and Use of Outdoor Laser Systems on Military Facilities, and
  - c. Toll Free Customer Number for DFAS-Orlando.

2. Humanitarian Assistance Operations. Reference memorandum, SFAE-CSA-COT, dtd 20 Nov 96, SAB (encl 1). This memo provides a class deviation to increase the "simplified acquisition threshold" to \$200K for award and performance of contracts and purchases made outside the United States "in support of a contingency operation or a humanitarian or peacekeeping operation". The term "Humanitarian or peacekeeping" does not include routine training, force rotation, or stationing. Haiti is not authorized to award contracts and make purchases using this deviation.

3. Procurement and Use of Outdoor Laser Systems on Military Facilities. The information at enclosure 2 is sent for your information. It was obtained from the Laser Systems Safety Working Group.

4. Toll Free Customer Number for DFAS-Orlando. Reference memorandum, DFAS-OR/F, dtd 5 Dec 96, SAB (encl 3). For the DOCs serviced by DFAS-Orlando, a toll free number and access through the internet is now available.

3 Encls  
as

  
BEVERLY Y. THOMAS

Acting Chief, Contracting Division, DCSLR  
Acting Principal Assistant Responsible  
for Contracting



REPLY TO  
ATTENTION OF

25 NOV 1996  
**DEPARTMENT OF THE ARMY**  
**US ARMY CONTRACTING SUPPORT AGENCY**  
5109 LEESBURG PIKE SUITE 918  
FALLS CHURCH VA 22041-3201



SFAE-CSA-COT

MEMORANDUM FOR SEE DISTRIBUTION

REFERENCE: DP(DAR) memo dated November 15, 1996, subject:  
Humanitarian Operations

SUBJECT: HUMANITARIAN ASSISTANCE OPERATIONS

The referenced memo (enclosed), which provides a class deviation to increase the simplified acquisition threshold for "military operations in support of the provision of humanitarian assistance or in support of a peacekeeping operation" has been signed by the Director, Defense Procurement. This class deviation is effective immediately.

R.D. KERRINS, JR.  
Colonel, AC  
Director

DISTRIBUTION:

- Assistant Deputy Chief of Staff for Acquisition and Contracting, HQ, U.S. Army Materiel Command, ATTN: AMCAQ, 5001 Eisenhower Avenue, Alexandria, VA 22333-0001
- Acting Chief, Assessment & Evaluation Division, HQ, U.S. Army Materiel Command, ATTN: AMCAQ-E, 5001 Eisenhower Avenue, Alexandria, VA 22333-0001
- Executive Director, Acquisition Center, U.S. Army Aviation and Troop Command, ATTN: AMSAT-A-Z, 4300 Goodfellow Boulevard, St. Louis, MO 63120-1798
- Commander, U.S. Army Chemical and Biological Defense Command, ATTN: AMSCB-PO, Building E5101, Aberdeen Proving Ground, MD 21010-5423
- Director, CECOM Acquisition Center, U.S. Army Communications Electronics Command, ATTN: AMSEL-AC, Fort Monmouth, NJ 07703-5000
- Deputy Chief of Staff for Acquisition, U.S. Army Industrial Operations Command, ATTN: AMSIO-AC, Rock Island, IL 61299-6000





OFFICE OF THE UNDER SECRETARY OF DEFENSE

3000 DEFENSE PENTAGON  
WASHINGTON DC 20301-3000



ACQUISITION AND  
TECHNOLOGY

November 15, 1996

DP (DAR)

In reply refer to  
DAR Tracking No.: 96-00009

MEMORANDUM FOR DIRECTORS OF DEFENSE AGENCIES  
DEPUTY FOR ACQUISITION AND BUSINESS MANAGEMENT,  
ASN (RD&A) / ABM  
DEPUTY ASSISTANT SECRETARY OF THE AIR FORCE  
(CONTRACTING), SAF/AQC  
DIRECTOR, PROCUREMENT POLICY, ASA (RD&A) / SARD-PP  
DEPUTY DIRECTOR (ACQUISITION), DEFENSE LOGISTICS  
AGENCY

SUBJECT: Humanitarian Operations

Effective immediately, all military departments and defense agencies shall use the attached definition of "simplified acquisition threshold" in lieu of the definition at section 2.101 of the Federal Acquisition Regulation (FAR). This class deviation implements Section 807 of the National Defense Authorization Act for Fiscal Year 1997 (Pub. L. 104-201).

Section 807 amends 10 U.S.C. 2302(7) and 41 U.S.C. 259(d) to:

(1) Increase the simplified acquisition threshold to \$200,000 for contracts to be awarded and performed, or purchases to be made, outside the United States in support of humanitarian or peacekeeping operations; and

(2) Define the term "humanitarian or peacekeeping operation" as "a military operation in support of the provision of humanitarian or foreign disaster assistance or in support of a peacekeeping operation under chapter VI or VII of the Charter of the United Nations. The term does not include routine training, force rotation, or stationing."

This class deviation is effective immediately, and will remain in effect until the FAR is revised.

*Eleanor R. Spector*

Eleanor R. Spector  
Director, Defense Procurement

Attachment

cc: DSMC, Ft. Belvoir



Post-It <sup>®</sup> brand fax transmittal memo 7671		# of pages	2
To	Cdr Deguia	From	Capt Parry
Co.		Co.	
Dept.		Phone #	
Fax #	697-0566	Fax #	

INFORMATION PAPER

SFAE-CSA-CO  
October 10, 1996

SUBJECT: Acquisition Reform Initiative to Change the  
Definition of Simplified Acquisition Threshold

BACKGROUND: The definition of simplified acquisition threshold was changed by Congress, included in the 1997 Authorization Bill as an amendment to Title 10, and signed by President Clinton.

DISCUSSION:

The definition of simplified acquisition threshold is covered in Section 403 of the Office of Federal Procurement Policy Act (41 U.S.C. 403), which reads: " 'simplified acquisition threshold' means \$100,000."

The new language, per the Authorization Bill, in Title 10 (Armed Forces), section 2302 enhances that language and reads (changes in bold print): "(7) (A) The term 'simplified acquisition threshold' has the meaning provided that term in section 403 of the Office of Federal Procurement Policy Act (41 U.S.C. 403), except that, in the case of any contract to be awarded and performed, or purchase to be made, outside the United States in support of a contingency operation or a humanitarian or peacekeeping operation, the term means an amount equal to two times the amount specified for that term in section 403 of such Act.

(B) In subparagraph (A), the term 'humanitarian or peacekeeping operation' means a military operation in support of the provision of humanitarian or foreign disaster assistance or in support of a peacekeeping operation under chapter VI or VII of the Charter of the United Nations. The term does not include routine training, force rotation, or stationing."

This language has also been included in Section 309(d) of the Federal Property and Administration Services Act of 1949 (41 U.S.C. 259(d)) which governs civilian agency acquisitions.

LTC RODGERS  
681-7579

Class Deviation

DAR Tracking Number: 00009

Affected FAR Citations

**PART 2--DEFINITIONS OF WORDS AND TERMS**

\* \* \* \* \*

**SUBPART 2.1--DEFINITIONS**

**2.101 Definitions.**

\* \* \* \* \*

"Simplified acquisition threshold" means \$100,000, except that in the case of any contract to be awarded and performed, or purchase to be made, outside the United States in support of a contingency operation (as defined in 10 U.S.C. 101(a)(13)) or a humanitarian or peacekeeping operation (as defined in 10 U.S.C. 2302(7) and 41 U.S.C. 259(d)), the term means \$200,000.

\* \* \* \* \*

FACT SHEET for Radiation Protection Officers, Laser Safety Officers, Range Safety Personnel, and Procurement Activities

SUBJECT: PROCUREMENT AND USE OF OUTDOOR LASER SYSTEMS ON MILITARY FACILITIES

1. PROBLEM. Several laser system manufacturers market off-the-shelf laser products that they declare either to be compliant with 21CFR1040 or are labeled as "military exempt" from this federal regulation. Many of these systems have not been formerly certified as exempt by the government contract office and have not been evaluated for compliance with military or federal requirements by the appropriate DoD laser safety representatives.

2. BACKGROUND.

a. FDA REQUIREMENTS. Laser products normally must comply with the Radiation Safety Performance Standards issued by the Food and Drug Administration (FDA), National Center for Devices and Radiological Health (CDRH), in Title 21, Code of Federal Regulations, Subchapter J Part 1040.10 and 1040.11. The FDA does not evaluate laser product compliance with these laws. These standards require laser system manufacturers to include certain safety design features in laser products sold in the United States. Such products may be required to incorporate safety features such as warning lights, warning labels, housing interlocks, etc. For several reasons, some military systems have been exempted from this standard.

b. MILITARY LASER EXEMPTION. In 1976, the FDA Commissioner has exempted military laser products from the provisions of the FDA Standard (FDA Exemption No. 76 EL-1 DOD). This exemption is only for military lasers used for actual combat or combat training or those classified in the interest of national security. Government contracting officials must certify that these laser products can employ this exemption by preparing a letter to the manufacturer of a specific product. MIL-STD-1425A provides alternative requirements for the safe design of military exempt laser products. The military exemption issued to the DOD requires manufacturers to meet all requirements of 21CFR1040 for these systems except where compliance would hinder mission fulfillment during actual combat or combat training operations or when the laser product is classified in the interest of national security.

Encl 2

### 3. RECOMMENDATIONS.

a. Ensure that all laser systems intended for actual combat or combat training or that are classified in the interest of national security have been evaluated by the appropriate DoD laser safety representatives and/or the DoD Laser Safety Review Board.

b. Do not assume that a laser product has been reviewed by the appropriate DoD laser safety representatives and/or the DoD Laser Safety Review Board unless it is in MIL-HDBK-828.

### 4. REFERENCES.

a. Title 21 Code of Federal Regulations Subchapter J Part 1040, Laser Products.

b. MIL-STD-1425A, Safety Design Requirements for Military Lasers and Associated Support Equipment.

c. DODI 6050.6, Exemption from Military Laser Products, 17 June 1986, with enclosed letter, FDA Exemption 76EL-01-DOD, 29 July 1976.

d. Policy Memorandum for the creation of the DOD LSRB.



**DEFENSE FINANCE AND ACCOUNTING SERVICE**

ORLANDO OPERATING LOCATION  
2500 LEAHY AVENUE  
ORLANDO, FLORIDA 32893-0100

10 9 DEC 1996

DFAS-OR/F

DEC 05 1995

MEMORANDUM FOR RESOURCE MANAGERS, CONTRACTING OFFICERS AND  
FINANCIAL MANAGERS

SUBJECT: Establishment of Toll-Free Customer Number

DFAS-Orlando has established a toll-free telephone number for vendor pay inquiries. Vendors, as well as installation activities, may now call 1-800-950-9784 between the hours of 7:30 am and 4:30 pm (EST) with any problems or requests for information relating to Vendor Pay.

Information on vendor payments may also be accessed through the Internet at: "<http://www.dfas.mil/money/vendor/index.htm>" (type address in lower case). Queries by contract and invoice number will provide projected payment date and amount. Queries by check number and voucher number will provide information on which invoices(s) were paid.

Point of contact is Rae Reniker, DSN 791-4592 or commercial 407-646-4592.

Linden Accurso  
Deputy Director for Finance

Encl 3